



JEFFERSON COUNTY BOARD OF EDUCATION

Minutes of Board Work Session of May 07, 2024

Work Session of the Jefferson County Board of Education held at VanHoose Education Center, Louisville, Kentucky, on Tuesday, May 07, 2024

BOARD MEMBERS PRESENT:

Chairman Corrie Shull
Mrs. Linda Duncan
Ms. Gail Logan Strange
Ms. Sarah McIntosh

Vice-Chairman James Craig
Dr. Chris Kolb
Mr. Joseph Marshall

STAFF MEMBERS PRESENT:

Superintendent Martin A. Pollio, Ed.D.
Kevin Brown, General Counsel
Carolyn Callahan, Chief of Communications and Community Relations
Brad Daniel, Assistant Director, Routing and Special Populations
Marcus Dobbs, Executive Administrator of Transportation
Dr. Dena Dossett, Chief of Accountability, Research, and Systems Improvement
Robert Moore, Chief of Schools
Tyler Shearon, Executive Administrator, Operations

This meeting was conducted via videoconference pursuant to KRS 61.823 and KRS 61.826. The primary location for this meeting and where all members could be seen and heard by the public was the VanHoose Education Center. Members of the Board were permitted to attend in person or via video teleconference pursuant to KRS 61.826. Members of the public were permitted to attend in person or watch the live stream of the meeting.

EXECUTIVE SESSION

I. Call to Order

Vice-Chair Craig called the meeting to order at 4:36 p.m. and announced the following.

“The Board will now conduct a closed session as permitted by KRS 61.810(1)(k) of the Open Meetings Act and KRS 156.557, for a preliminary and formative discussion regarding the evaluation of the superintendent. The Board will also have discussions regarding pending litigation pursuant to KRS 61.810(1)(c). Public discussion of this matter and identification of the specific matter would disclose litigation strategy and have an adverse impact on the legal and financial interests of the District.”

II. Enter Closed Executive Session for Discussions Regarding Pending Litigation and Preliminary and Formative Discussions Regarding the Superintendent's Evaluation

Order #2024-58 - Motion Passed: A motion to enter executive session as permitted by KRS 61.810(1)(k) of the Open Meetings Act and KRS 156.557, for a preliminary and formative discussion regarding the evaluation of the superintendent and to have discussions regarding pending litigation pursuant to KRS 61.810(1)(c) passed with a motion by Dr. Christopher Kolb and a second by Mrs. Linda Duncan.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Absent

III. Adjourn from Executive Session

Order #2024-59 - Motion Passed: A motion to adjourn from Executive Session and return to Open Session passed with a motion by Mrs. Linda Duncan and a second by Mr. James Craig.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

IV. Possible Consideration of a Motion on Pending Litigation

The Board returned to open session at approximately 6:00 p.m. and Chair Shull announced the following.

“The Board of Education met in Executive Session as permitted by KRS 61.810(1)(k) of the Open Meetings Act and KRS 156.557, for a preliminary and formative discussion regarding the evaluation of the superintendent and for discussions regarding pending litigation pursuant to KRS 61.810(1)(c.). Public discussion of this matter and identification of the specific matter would disclose litigation strategy and have an adverse impact on the legal and financial interests of the District. No action was taken while in closed session

Is there a motion to authorize Board counsel to effectuate a settlement in the matters identified in closed session and pursuant to the terms discussed in closed session?”

Order #2024-60 - Motion Passed: A motion to authorize Board counsel to effectuate a settlement in the matters identified in closed session and pursuant to the terms discussed in closed session passed with a motion by Mr. James Craig and a second by Mrs. Linda Duncan.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

V. Adjournment

Order #2024-61 - Motion Passed: A motion to adjourn the special meeting at 6:00 p.m. passed with a motion by Dr. Christopher Kolb and a second by Mr. James Craig.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

WORK SESSION

I. Call to Order

Chair Shull called the May 07, 2024, Board Work Session to order at 6:01 p.m.

II. Recommendation for Approval of Meeting Agenda (REVISED)

The agenda was revised before the start of the meeting due to expected inclement weather.

Order #2024-62 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the revised agenda for May 7, 2024. The recommendation passed with a motion by Dr. Christopher Kolb and a second by Mr. James Craig.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

III. Recommendation for Approval of Minutes of Previous Meeting

Order #2024-63 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the minutes of the April 10, 2024, and April 16, 2024, meetings. The recommendation passed with a motion by Dr. Christopher Kolb and a second by Mr. James Craig.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

IV. Persons Requesting to Address the Board on Action Items or Consent Calendar Items to be Voted Upon Separately at Board Member Request

Morgan Fisher urged the Board not to consider Start Time Scenario 2 and to prioritize safety.

Elementary School Principals Stephanie Smith and Courtney Grace voiced concern with a late 9:40 a.m. start time.

Michelle Patrick expressed concern with both scenarios and requested a better solution.

Michelle Pennix raised concerns about the recent revisions to Transportation and the late start time proposal. She urged the Board to listen to and include principal feedback.

The following principals voiced concern with the potential for a third scenario that would put middle and high schools at a later start time: Michael Newman, Kara Ammerman, Amy Strite, and Nayesha Owen Patterson.

Principal Carolyn Smith expressed concern about late start times for schools.

V. Action Items

A. Recommendation for Approval of Start Times for the 2024-2025 School Year

Dr. Pollio and his leadership team presented the rationale for two proposed start time scenarios for the Board's consideration to align with the approved transportation plan for the 2024-2025 school year. Each Board member had the opportunity to comment and ask clarifying questions.

Mr. Marshall clarified, "So, what I'm hearing is that our original plan, when we started talking about start times, was adjusting younger kids to earlier and older kids to later. But what we're hearing now is that the barriers to that are that elementary has too many routes to make that feasible. And then with our older kids, there are too many extracurriculars that are in the way. Is that correct? He continued, "There just wasn't a full estimation or understanding of how quickly we would be losing bus drivers. Is that fair to say?" He questioned the potential for a revised school day/year, "[Have there been] any considerations or conversations around shortening our school days and extending the school year?" He was grateful for the community virtual session and questioned the concerns presented with possibly moving the current start times back 15 minutes. He concluded by saying, "There isn't an option where none of us are going to have to give up something. And at this point, I know we've made a lot of large decisions - I think future-wise, Option 2 is where we would love to be with that much mirroring and that many geographical compounds. But I worry, once again - a lot to change too fast. So, I'm more on the side of Option 1 tonight, especially exploring moving these times back at a minimum of 15 minutes."

Ms. McIntosh said, "One thing that has come up repeatedly in messages from staff, parents, and stakeholders is, whether we're looking at Option 1 or Option 2, what are the criteria - how is it determined which schools will fall into which start times? And I understand, there's a lot of logistics and planning but if you could just kind of give us an elevator speech version of how those things are determined." She continued, "It seems to me that our depot buses, if we're just talking efficiency, it seems that it would be most efficient for depot buses to be at the later time. And what I'm basing that on is if they are inefficient - they're running late, anything happens to delay those routes, they only impact the students from that one school as opposed to causing a ripple effect with the other schools that would be using that same bus. Am I misunderstanding that?" Expressing apprehension, she said, "I think one of my biggest concerns, and I've shared this with staff, is - when we were changing start times a year and a half ago and we were having those conversations ... we talked about the [importance of] sleep. We talked about the research around that and wanting to move our older students later and these options don't do that. I have a tremendous amount of concern around how we explain this to our communities and how we can expect that they're going to trust us this time when the variables that we base our decision on last time have now shifted a school year later. She concluded, "I am very uncomfortable, frankly, voting in favor of either of our options this evening that we've been given - knowing that the full Board wasn't able to discuss all of the different scenarios that had been created. So, ... I have really really serious concerns about moving forward."

Mrs. Duncan said, "I think Option 1 with a less disruptive format is probably a direction that I would want to support. ... I'm looking for an option that won't drive bus drivers away and that won't drive teachers and staff to other schools, to feel like they have to move around the schools - and for me, when I see Option 1 being less disruptive, I tend to go in that direction, especially in how it affects the families who put me in this seat." She voiced concern, "I really don't understand why our magnet and traditional schools couldn't have some wiggle room in their start times because they are dependent on their families to get the kids to school and it looks like there could be some wiggle room for them." She then confirmed that consideration had been made for all traffic issues, especially in congested areas. She questioned start time limitations for middle schools in Option 2. She concluded by stating that she prefers to move start times up 15 minutes and will make a motion to do so later in the meeting.

Dr. Kolb advised that the Board doesn't want to choose any of the options, but they must face the reality of the bus driver shortage. He reiterated research that supports the idea that older kids should go to school later and younger kids should go to school earlier. He asked if CEP childcare would be available in the mornings. He questioned, "Is there anything preventing sports from practicing before school?" He suggested dual credit classes and Co-op could also be done before school. He continued, "I'm not saying that these are going to be easy adjustments for anybody, of course they're not. I mean this is half the drivers compared to 10 years ago. ... But that's the reality that we have to deal with that we're powerless to do anything about at the moment." He then questioned the use of bus depots. He concluded by saying that he could not support either option and said, "With all these different cons and pros to every scenario, I come back to what the science says about kids being awake at certain times. Younger kids are ready for school earlier, older kids are not ready for school until later."

Ms. Logan Strange reiterated the goal of gaining instructional hours and wondered which scenario would positively impact academic performance. She asked, "Do we have information on how many lost instructional hours will be gained with each of these scenarios?" She voiced concerns regarding disruption for families and questioned the possibility of phasing in revised start times. She ended by saying, "It's hard to make sound decisions on waffling information. And I think when we're saying that, and we know mental health, especially with our young people is on the increase, mental health issues and sleep patterns - and all the data shows something different, but we're getting ready to make a decision that doesn't sound as healthy for all students. It begs the question, is this the right decision to make at this time or do we need to go back to the drawing board and rethink this?"

Mr. Craig stated that he did not disagree with any of tonight's comments from public speakers or Board members. He asked Dr. Pollio, "Could you articulate it clearly for us so we know why we're voting tonight - do you think that the lost instructional minutes under our existing system are more severe than the consequences that might come from having 50 or so schools at a late start time?" He questioned future student outcomes that the District could face if they choose to have optimal start times with significant loss of instructional minutes. He then said, "One concern that has been repeated to me many times is that there might be a rush exodus of employees from 9:40 a.m. or later start times to other schools with openings in the 7:30 a.m." He reiterated that if they continue with the current plan, it would be more catastrophic than the consequences of either of the proposed scenarios and asked, "If neither option gets four votes tonight, where does that leave us tomorrow morning in the District?" He advised that they must compromise to try to find the least disruptive approach with the best possible outcome going forward given the realities of the world. He stated that, although he isn't wholly satisfied, he will compromise and vote to adopt Option 1.

Chair Shull questioned conversations with Co-ops. He advised of the importance of community partners and asked if after-school programs and CEP had been consulted. He asked, "Have we worked with Louisville Metro Government to troubleshoot traffic issues?" He wondered if Scenario 2 would be more equitable. He then asked, "How many high-poverty schools are placed at the 9:40 a.m. start time in Option 1 and how many high-poverty schools are placed at the 9:40 a.m. start time and Option 2?" He asked, "Which one of these scenarios gets the most students to school on time most consistently? He discussed audit findings regarding geographic regions and route mirroring and said, "It seems to me that we need to do what we have said we were going to do, and we need to fulfill our intention which is to get students to school on time. If we took transportation away from traditionals and magnets and non-resides for that purpose, then we need to adopt the scenario that most closely gets us to that goal. I will say, finally, that we've really got to do a better job of listening to the stakeholders and to school-based personnel in this District. They are valuable and they feel the pressure of every single decision. So, I hope that we will really make strides to be more inclusive in hearing all voices."

Chair Shull called for a motion on Start Times Scenario 1 or Scenario 2.

Order #2024-64 - Motion Failed: A motion that the Board adopt start time Scenario 1 for the 2024-2025 school year failed with a motion by Mr. James Craig and a second by Mrs. Linda Duncan.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	No
Ms. Gail Logan Strange	No
Mr. Joseph Marshall	No
Ms. Sarah McIntosh	No
Dr. Corrie Shull	No

Chair Shull stated, "There is no motion for Scenario 2. The motion to approve Scenario 1 failed, so that means we'll go back to the drawing board."

Dr. Pollio advised, "I want to be clear, we may have to keep the same [start times] as this year for another year - I just want to be clear about that."

Mr. Craig said, "In light of the Superintendent's comments ... I hate everything about scenario 2, but we have been working on this to avoid lost instructional minutes - I do not want it to pass but I think that it is a better solution for student outcomes in this District than the status quo. I will make the motion on Option 2 to at least force the vote.

Order #2024-65 - Motion Failed: A motion to adopt start time Scenario 2 failed for lack of a second. This failed with a motion by Mr. James Craig.

Order #2024-66 - Motion Failed: A motion that, for next year, we move start times up 15 minutes if we repeat what we're doing this year, failed for lack of a second. This failed with a motion by Mrs. Linda Duncan.

Order #2024-67 - Motion Passed: A motion that the Board adopt Option 1 for the start of the 2024-2025 school year with the additional caveat that the administration return to the Board no later than December 1, 2024, with a plan for optimizing start times for the 2025-2026 school year to comply with the Board’s goals of early times for elementary and later times for middle and high schools passed with a motion by Mr. James Craig and a second by Mr. Joseph Marshall.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	No
Ms. Gail Logan Strange	No
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	No

VI. Work Sessions

The agenda was revised prior to the meeting to defer some items to the May 28 meeting.

A. (Deferred to May 28 Meeting) Acceptance of Student Support and Behavior Intervention Handbook for the 2024-2025 School Year for First Reading

B. (Deferred to May 28 Meeting) Discussion of Tentative Budget for Fiscal Year 2024-2025

VII. (Deferred to May 28 Meeting) Student Outcomes-Focused Governance Update

VIII. Consent Calendar

- A. Report of Certified Leaves
- B. Report of Personnel Actions
- C. Recommendation for Approval of Organizational Charts and/or Job Descriptions
 - 1. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Finance
 - 2. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Operations
 - 3. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Schools
- D. Recommendation for Approval of Field Trip Request and Receipt of Report of Field Trips Approved by the Superintendent
- E. Recommendation for Approval of BG-1 Form for Purchase 4919 Poplar Level Road
- F. Recommendation for Approval of Bid and Revised BG-1
 - 1. Recommendation for Approval of Bid and Revised BG-1 Form for Career and Technical Education Program Renovations at Butler Traditional High School
 - 2. Recommendation for Approval of Bid and Revised BG-1 Form for Soffit Painting at Bloom Elementary School
 - 3. Recommendation for Approval of Bid and Revised BG-1 Form for Structural Repairs at Coral Ridge Elementary School

- 4.** Recommendation for Approval of Bid and Revised BG-1 Form for Drainage Improvements at Liberty High School
- 5.** Recommendation for Approval of Bid and Revised BG-1 Form for Partial Roof Replacement at Southern High School
- 6.** Recommendation for Approval of Bid and Revised BG-1 Form for Canopy Demolition at Western High School
- 7.** Recommendation for Approval of Bid and Revised BG-1 Form for Food Service Phase 42 at Various Schools
- G.** Recommendation for Approval of Contract Completion and BG-4 Form
 - 1.** Recommendation for Approval of Contract Completion and BG-4 Form for Gym Floor Refinishing at J. Graham Brown School
 - 2.** Recommendation for Approval of Contract Completion and BG-4 Form for Front Entrance Parking at Highland Middle School
- H.** Recommendation for Approval of Construction Change Orders
- I.** Recommendation for Approval of Amended District Facilities Plan Hearing Report and Amended District Facilities Plan
- J.** Notification of Sanitary Sewer and Drainage Easement at Jeffersontown High School
- K.** Notification of Sale and Purchase Agreement for the Purchase of 4919 Poplar Level Road
- L.** Recommendation for Approval of Bid Tabulations, Contract Renewals, and Amendment
- M.** Recommendation for Approval of Professional Services Contracts of \$20,000 or More
- N.** Acceptance of Orders of the Treasurer
 - 1.** Acceptance of Orders of the Treasurer-Invoices
 - 2.** Acceptance of Orders of the Treasurer-Purchase Orders
 - 3.** Acceptance of Orders of the Treasurer-Vouchers
- O.** Recommendation for Approval of External Auditors Contract
- P.** Acceptance of School Activity Fund Budget Summary for Fiscal Year 2024-25
- Q.** Recommendation for Approval of Indirect Cost Rates for Fiscal Year 2024-25
- R.** Acceptance of Donations, Grants, and Funding
 - 1.** Acceptance of Donations and Small Grants
 - 2.** Acceptance of Grant and Approval of Contract with Kentucky Department of Education for the AmeriCorps REACH Corps Program
 - 3.** Acceptance of Additional Funding from Louisville/Jefferson County Metro Government on Behalf of Western Middle School
 - 4.** Acceptance of Funding and Approval of Gift Agreement with Norton Hospitals, Inc. for Athletic Trainers
- S.** Recommendation for Approval of Agreements
 - 1.** Recommendation for Approval of Memorandum of Agreement with Bellarmine University & JCPS Residency Pathway
 - 2.** Recommendation for Approval of Memorandum of Agreement with the Commonwealth of Kentucky Cabinet for FRYSC
 - 3.** Recommendation for Approval of Sales Agreement with Crowne Plaza Louisville Airport
 - 4.** Recommendation for Approval of Memorandum of Understanding with Eastern Kentucky University Advantage Program
 - 5.** Recommendation for Approval of Memorandum of Agreement with Evolve502

6. Recommendation for Approval of Memorandum of Agreement with JB Speed Art Museum
7. Recommendation for Approval of Amendment To Service Agreement with Jefferson Community & Technical College
8. Recommendation for Approval of Memorandum of Agreement with the Kentucky Department of Education for the Release of JCPS Employee
9. Recommendation for Approval of the Clinical Affiliation Renewal Agreement with Norton Healthcare, Inc.
10. Recommendation for Approval of Data Privacy Agreement with Prodigies Academy LLC
11. Recommendation for Approval of Data Privacy Agreement with QuaverEd, Inc.
12. Recommendation for Approval of Addendum to the Memorandum of Agreement with the University of Cambridge
13. Recommendation for Approval of Amendment to Agreement with UPS for a School-to-Work Program
14. Recommendation for Approval of Amendment #1 to the Extension Agreement with Digital Promise for the Verizon Innovative Learning Initiative
15. Recommendation for Approval of Amendment to the Agreement with AEG Management West Louisville, LLC
16. Recommendation for Approval of Memorandum of Agreement with Luce, Inc. to Provide Services to Students Experiencing Homelessness
17. Recommendation for Approval of Memorandum of Agreement with Uniting Partners for Women and Children, Inc., to Provide Services to Students Experiencing Homelessness
18. Recommendation for Approval of Memorandum of Agreement with Adelante Hispanic Achievers
19. Recommendation for Approval of Memorandum of Agreement with La Casita Center Inc.
- T. Recommendation for Approval of Shortened School Day for One Exceptional Child Education Student
- U. Recommendation for Approval of Declaration for One-Year Emergency Substitute Teacher Certification for the 2024-25 School Year
- V. Recommendation for Approval of Declaration for Emergency Teacher Certification for the 2024-25 SY
- W. Recommendation for Approval of Board Policies (Second Reading)

Order #2024-68 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the Consent Calendar for May 7, 2024. The recommendation passed with a motion by Dr. Christopher Kolb and a second by Mr. James Craig.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

IX. Persons Requesting to Address the Board (If Necessary)

X. Adjournment

Order #2024-69 - Motion Passed: A motion to adjourn the May 7, 2024, work session passed with a motion by Dr. Christopher Kolb and a second by Ms. Gail Logan Strange.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Ms. Gail Logan Strange	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Dr. Corrie Shull	Yes

Dr. Corrie Shull
Chairman

Dr. Martin A. Pollio
Superintendent/Secretary

**THESE ACTIONS, ALONG WITH THE AGENDA ITEMS, MAKE UP THE OFFICIAL MINUTES,
WHICH ARE ON FILE IN THE OFFICE OF THE SECRETARY**